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OCT 08 2002

**GROUP 1600****FACSIMILE COVER LETTER**

To: EXAMINER P. BASKAR  
Firm: PTO  
Fax No. 703-308-4242  
From: THOMAS J. KOWALSKI, ESQ.  
Date: October 8, 2002  
Re: USSN 09/507,242  
OUR REF: 454311-2200.1  
No. of Pages: 9  
(including cover page)

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# 111/C NE  
PATENT  
454311-2200.1  
10/08/02IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Steven D. Hanes *et al.*  
Serial No. : 09/507,242  
Filed : February 18, 2000  
For : **CaESSI: A CANDIDA ALBICANS GENE, METHODS FOR  
MARKING AND USING AND TARGETING IT AND ITS  
EXPRESSION PRODUCTS FOR ANTIFUNGAL APPLICATIONS**  
Examiner : P. Baskar  
Art Unit : 1645

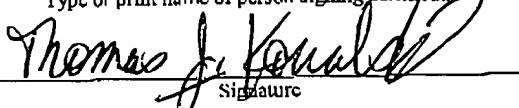
745 Fifth Avenue, New York, New York 10151  
**EXPEDITED PROCEDURE**  
**RESPONSE AFTER FINAL ACTION**  
**UNDER 37 C.F.R. §1.116**

FACSIMILE

I hereby certify that this paper is being facsimile transmitted  
to the Patent and Trademark Office on the date shown below.

THOMAS J. KOWALSKI, REG. NO 32,147

Type or print name of person signing certification

  
Signature

October 8, 2002

Date of Signature

**THIRD AMENDMENT AFTER FINAL  
WITH REQUESTS FOR EXTENSION OF TIME AND INTERVIEW**

Commissioner for Patents  
Washington, D.C. 20231

**BOX AF**

Dear Sir:

This is in further response to the Office Action mailed November 23, 2001, with the term for reply thereto having been extended three months and a Notice of Appeal having been filed within that extended term by first class mail and received by the USPTO on June 5, 2002, such that this paper is being filed within the herein extended term for filing an Appeal Brief, and after a Second Amendment After Final With Requests For Extension of Time And Interview was hand-filed September 20, 2002. This paper is also responsive to matters discussed telephonically with George Elliot and the Examiner, for which they are thanked for the courtesies extended, and

PATENT  
454311-2200.1

is believed consistent with claims and subject matter identified as allowable during those telephonic interview.

**REQUEST FOR EXTENSION OF TIME**

Pursuant to 37 C.F.R. §§1.136(a) and 1.17(a), it is respectfully requested that the period for filing an Appeal Brief be extended three months, i.e., to up to and including November 5, 2002. As a two month extension was previously requested and paid for, the Commissioner is hereby authorized to charge the balance due for the extension to three months, for a Small Entity, believed to currently be \$260.00, and any additionally required fee for the extension of time, or any other fee occasioned by this paper, or credit any overpayment in such fees, to Deposit Account No. 50-0320.